# Before the Federal Communications Commission Washington D.C. 20554

In the Matter Of	)
Section 63.71 Application of	) ) ) WC Docket No.
Windstream NuVox, LLC	) ) )
For Authority Pursuant to Section 214 of the Communications Act of 1934 to Discontinue the Provision of Service	) ) )

## **SECTION 63.71 APPLICATION OF WINDSTREAM NUVOX, LLC**

Windstream NuVox, LLC ("Windstream"), through its undersigned counsel and pursuant to Section 214 of the Communications Act of 1934, as amended, 47 U.S.C. §214, and Section 63.71 of the Federal Communications Commission's ("Commission") rules, 47 C.F.R. §63.71, hereby files this Application to discontinue the provision of DS0/POTS services ("POTS Service") in Atlanta, Georgia. In support of this Application, Windstream submits the following information:

- 1. Information listed in 47 C.F.R. § 63.71(a)(1)-(4) (47 C.F.R. § 63.71(b)(2)):
  - a. Name and Address of Carrier (47 C.F.R. § 63.71(a)(1)-(4), (b)(2)):

Windstream NuVox, LLC

4001 North Rodney Parham Rd. Little Rock, AR 72212

b. Date of Planned Discontinuance (47 C.F.R. § 63.71(a)(2), (b)(2)):

Windstream plans to discontinue POTS Service on or about October 12, 2017.

c. Point of Geographic Areas of Service Affected (47 C.F.R. § 63.71(a)(3), (b)(2)):

POTS Service from a single collocation site will be discontinued in Atlanta, Georgia.

d. Brief Description of the Type of Service to be Affected (47 C.F.R. § 63.71(a)(4), (b)(2)):

The service to be affected is POTS Service.

2. Brief Description of the Dates and Methods of Notice to All Affected Customers (47 C.F.R. § 63.71 (b)(3)):

On September 8, 2017, Windstream sent by First Class U.S. Mail notice to all affected customers of the planned discontinuance. A copy of such notice is attached hereto as Attachment 1, which is compliant with, among other things, Section 63.71(a)(5) of the Commission's rules, 47 C.F.R. § 63.71(a)(5).

3. Regulatory Classification of Carrier (47 C.F.R. § 63.71 (a)(4)):

Windstream is nondominant with respect to the services that it proposes to discontinue.

#### 4. Service:

In accordance with Section 63.71(a)(1) of the Commission's rules, 47 C.F.R. § 63.71(a)(1), Windstream is submitting a copy of this Application by First Class U.S. Mail

to the Georgia Public Service Commission and the Office of Governor Nathan Deal and also to the Secretary of Defense (at the address given in 47 C.F.R. § 63.71(a)).

# 5. Additional Questions Regarding This Application May be Addressed to the Undersigned.

### 6. Circumstances of Discontinuance.

Windstream provides POTS Service throughout the Atlanta metropolitan area. POTS Service in one of the collocation sites in Atlanta is provided on and end-of-life platform that is scheduled to be decommissioned on or about October 12, 2017. The discontinuance of POTS Service will affect 43 small business customers and 8 enterprise business customers in Atlanta, Georgia. Windstream will assist affected customers in migrating their services to Windstream's supported platform or upgrade to one of our more robust unified communications products.

These customers will not be unduly harmed because they are being provided ample notice of the discontinuance and are being offered alternative services to the ones being discontinued. Furthermore, customers have comparable options at comparable rates from other providers serving Atlanta.

#### 7. Conclusion

Windstream believes that the proposed discontinuance is reasonable and necessary. As outlined herein, Windstream will take reasonable steps, to the extent that is able, to assure that the discontinuance of this service is not unduly disruptive to the present or future public convenience and necessity. Accordingly, Windstream

respectfully requests that the Commission permit it to discontinue the provision of POTS Service to customers in Atlanta, Georgia pursuant to Section 63.71.

Respectfully Submitted,

Cesar Caballero

Senior Regulatory Counsel Windstream Services, LLC

Usar Calalles

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September 8, 2017

## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Section 63.71 Application was served this 8th day of September 2017, by mailing true and correct copies thereof, postage prepaid, to the following persons to the addresses listed below.

Secretary of Defense Attn: Special Assistance for Telecommunications Pentagon Washington, DC 20301

Georgia Public Service Commission 244 Washington Street Atlanta, GA 30334

Office of Governor Nathan Deal 206 Washington Street 111 State Capitol Atlanta, GA 30334

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## Attachment 1

**Customer Notice** 



Windstream NuVox, LLC 4001 N Rodney Parham Rd. Little Rock, AR, 72212

September 8, 2017

«ACCOUNT\_NAME» «ADDRESS1» «ADDRESS2» «CITY», «ST» «ZIP»

IMPORTANT: Your Services for Account # 9999999 Will Be Impacted Unless You Take Action

Dear << Customer Name >>,

As a valued Windstream customer, we want to let you know that changes are occurring at the location from which your service is provisioned, and we apologize for any inconvenience this may cause. These changes require action on your part and we want to work with you to make you aware of your options and assist you in any way possible to ensure a smooth transition.

Your DS0/POTS (known as "Business Line" or "Biz Pac" on your invoice) service is currently provided on a platform that has reached the end of its useful life, and will be decommissioned by October 12th, 2017. This decommissioning affects certain customers located in Atlanta, GA.

The current Windstream services you receive will no longer be available, and you will need to contact us to discuss options so that your business will not experience a service interruption.

We will be proactively reaching out to you to offer options to replace your current service for a smooth, cost-effective migration. Windstream offers several solutions including multiple next-generation business voice solutions to replace your current service such as OfficeSuite<sup>TM</sup>, IP Simple or Dynamic IP. **To avoid a service interruption, we encourage you to take action as soon as possible, and no later than September 20, 2017.** 

The FCC will normally authorize this proposed discontinuance of service (or reduction or impairment) unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. You may file your comments electronically through the FCC's Electronic Comment Filing System using the docket number established in the Commission's public notice for this proceeding, or you may address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the § 63.71 Application of Windstream NuVox, LLC. Comments should include specific information about the impact of this proposed discontinuance (or reduction or impairment) upon you or your company, including any inability to acquire reasonable substitute service.

We apologize in advance for any inconvenience this may cause but are confident we have a solution in store that can be executed within the timeframe allotted. We will be reaching out to you within the next few days to discuss further. If you would like to speak with us immediately, please call 800-347-1991.

Thank you for your prompt attention to this important matter to ensure enough time is allotted to select and migrate to a new solution prior to September 20<sup>th</sup>, 2017.

Sincerely, The Windstream Team